(3) (5)

CAT002

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (C) NO.1243 OF 2006 7

PETITIONERS

Smt. Pushpa Devi Gupta, W/o Shri Shiv Kumar Gupta, aged about 43 years, R/o Ward No. 20, Surya Complex, Oppt. Bus Stand, Kawardha, District Kabirdham (C.G)

P.R. No. 27/10/7
Presented by Shri Amar Verma
dated 25/10/7

VERSUS

RESPONDENTS

1. State of Chhattisgarh Through the Secretary, Urban Administration & Development Department, Mantralaya, D K S Bhawan Raipur (Chhattisgarh)

B P Sahu 25/10/07
INCHARGE
Constitution Cases Section
Office of the Advocate General
State of Chhattisgarh
BILASPUR

2. State of Chhattisgarh Through the Secretary, Public Works Department, Mantralaya, D K S Bhawan Raipur (Chhattisgarh)

3. Collector, District Kabirdham, P O Kawardha (Chhattisgarh)

4. Municipal Council, Kawardha through its Chief Municipal Officer, Kawardha, District Kabirdham (Chhattisgarh)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN NATURE OF CERTIORARI, MANDAMUS, PROHIBITION AND OTHER SUITABLE WRIT OR WRITS, DIRECTION OR DIRECTIONS, ORDER OR ORDERS:

(45)

HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. (C) No. 1243 of 2007

Single Bench:Hon'ble Shri Satish K. Agnihotri, J.

Petitioner : Smt. Pushpa Devi Gupta

Versus

Respondents : State of Chhattisgarh and others

Present: Mr. Manindra Shrivastava, Senior Advocate with Mr. Sachin Tamaskar, Advocate for the petitioner.
Mr. Utkarsh Verma, Deputy Govt. Advocate for the State/respondents No. 1, 2 and 3.

ORDER

(Passed on 2nd Day of March, 2007)

This petition is filed on the basis on apprehension of the petitioner that his property situated at Plot No. 15 and 16, Sheet No. 17, Ward No. 12, Kawardha is likely to be demolished without notice.

2. Mr. Utkarsh Verma, learned Deputy Govt. Advocate for the State/respondents submits that it appears that no notice has been issued as yet. It is further stated that the petitioner will be given sufficient notice before any step is taken for demolition of his property.

3. In view of this, the writ petition is disposed of with a direction that no step should be taken for demolition of the property in dispute without giving prior notice.

Consequently, M.(W.)P. No. 820/2007, an application for grant of ad-interim writ stands disposed of.

Sd/-
Satish K. Agnihotri
Judge

Subhash